THE HONORABLE BRIAN D. LYNCH 1 **CHAPTER 13 HEARING DATE: March 25, 2020** 2 **HEARING TIME: 1:30 P.M.** LOCATION: Tacoma, Washington 3 **RESPONSE DATE: March 18, 2020** 4 5 6 7 8 9 IN THE UNITED STATES BANKRUPTCY COURT FOR THE 10 WESTERN DISTRICT OF WASHINGTON AT TACOMA 11 12 In re: Case No.: 17-43850-BDL 13 ANTOINETTE LATRECE NOTICE OF AND MOTION FOR DISMISSAL PURSUANT TO 11 U.S.C. § 1307(c) WILLIAMS, 14 15 Debtor. 16 **NOTICE** 17 YOU ARE HEREBY NOTIFIED that a hearing on Trustee's Motion to Dismiss will 18 be heard before the Honorable Brian D. Lynch at 1:30 P.M. on March 25, 2020, at the U.S. 19 Bankruptcy Courthouse, 1717 Pacific Avenue, Courtroom I, Tacoma, WA 98402. 20 **IF YOU OPPOSE** this motion, you must file your written response with the Court 21 22 Clerk and deliver copies on the undersigned and all interested parties, NOT LATER THAN 23 THE RESPONSE DATE, which is **March 18, 2020**. You should also appear at the time of 24 25 Michael G. Malaier

1	he	aring. If you fail to do so, the Court may enter an order granting the motion without any
2	he	aring and without further notice.
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4		<u>MOTION</u>
5		COMES NOW, Michael G. Malaier, the Chapter 13 Trustee and alleges as follows:
6	1.	Debtor filed this case on October 16, 2017. The case was confirmed by order of the Court
7		on December 22, 2017 .
8	2.	Pursuant to the confirmed plan, Debtor is required to make plan payments of \$184.62 due
9		every other week. Debtor is presently delinquent in plan payments in the amount of
10		\$1,661.20, supported by the Declaration filed herewith.
11	3.	In addition, Debtor has failed to provide copies of the 2017 and 2018 tax returns to the
12		Trustee.
14	4.	Debtor has defaulted under the terms of the Plan as follows: § 1307(c)(1) unreasonable
15		delay by the debtor that is prejudicial to the creditors, § 1307(c)(6) failure to remit plan
16		payments.
17		WHEDEEODE the Trustee many that this case he dismissed and aloned
18		WHEREFORE the Trustee prays that this case be dismissed and closed.
19		DATED this 25th day of February, 2020 at Tacoma, Washington.
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21		/s/ Matthew J.P. Johnson
22		Matthew J.P. Johnson, WSBA# 40476 for Michael G. Malaier, Chapter 13 Trustee
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